

1 General Docket, Civil Cases, Circuit Court, MARION COUNTY CIRCUIT CLERK

=====  
No. 2015-0242H

CFN 8946

VONCILLE RICHARDSON  
VS.

Counsel for Plaintiff  
William L. Ducker  
Counsel for Defendant

PEARL RIVER VALLEY OPPORTUNITY INC  
LIABLE

JUDGE Prentiss Greene Harrel

=====

DATE ORDERS, JUDGMENTS, ETC.

=====

9/18/15 Complaint  
9/18/15 Summons Issued to Attorney for Process  
9/28/15 SUMMONS SERVED PERSONAL SERVICE  
10/08/15 NOTICE OF SERVICE OF DISCOVERY

This is a True Copy  
October 22 2015  
JANETTE NOLAN  
CIRCUIT CLERK  
JN D.C.



COVER SHEET		Court Identification Docket #	Case Year	Docket Number																														
<b>Civil Case Filing Form</b> <i>(To be completed by Attorney/Party Prior to Filing of Pleading)</i>		4 16 15 C 1 County # Judicial Court ID District (CH, CI, CO) 1091815	2015	0241214 Local Docket ID																														
Mississippi Supreme Court Administrative Office of Courts	Form ADC/01 (Rev 2009)	Month Date Year This area to be completed by clerk	Case Number if filed prior to 1/1/94																															
In the <u>CIRCUIT</u>		Court of <u>MARION</u>	County -	Judicial District																														
Origin of Suit (Place an "X" in one box only) <input checked="" type="checkbox"/> Initial Filing <input type="checkbox"/> Reinstated <input type="checkbox"/> Remanded <input type="checkbox"/> Reopened		<input type="checkbox"/> Foreign Judgment Enrolled <input type="checkbox"/> Joining Suit/Action	<input type="checkbox"/> Transfer from Other court <input type="checkbox"/> Appeal	<input type="checkbox"/> Other																														
Plaintiff - Party(ies) Initially Bringing Suit Should Be Entered First - Enter Additional Plaintiffs on Separate Form																																		
Individual	<u>RICHARDSON</u> Last Name	<u>VONCILLE</u> First Name	Maiden Name, if applicable	M.I. <u>L</u> Jr/Sr/III/IV																														
Check (x) if Individual Plaintiff is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style: Estate of _____																																		
Check (x) if Individual Plaintiff is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity: D/B/A or Agency <u>SEP 18 2015</u>																																		
Business	Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated																																	
Check (x) if Business Plaintiff is filing suit in the name of an entity other than the above, and enter below: D/B/A <u>JANETTE NOLAN, CIRCUIT CLERK D.C.</u>																																		
Address of Plaintiff																																		
Attorney (Name & Address)	<u>William L. Ducker, Esq. P.O. Box 217 Purvis, MS 39475</u>																																	
Check (x) if Individual Filing Initial Pleading is NOT an attorney. Signature of Individual Filing: _____																																		
MS Bar No. <u>6201</u>																																		
Defendant - Name of Defendant - Enter Additional Defendants on Separate Form																																		
Individual	<u>Pearl River Valley Opportunity, Inc. A MISSISSIPPI CORPORATION</u> Last Name	<u></u> First Name	Maiden Name, if applicable	M.I. <u></u> Jr/Sr/III/IV																														
Check (x) if Individual Defendant is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style: Estate of _____																																		
Check (x) if Individual Defendant is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity: D/B/A or Agency																																		
Business	Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated																																	
Check (x) if Business Defendant is acting in the name of an entity other than the above, and enter below: D/B/A																																		
MS Bar No. _____																																		
Attorney (Name & Address) - If Known _____																																		
Damages Sought:	Compensatory \$ _____	Punitive \$ _____	Check (x) if child support is contemplated as an issue in this suit. *if checked, please submit completed Child Support Information Sheet with this Cover Sheet																															
<table border="1"> <tr> <td colspan="2">Nature of Suit (Place an "X" in one box only)</td> <td colspan="3">Children/Minors - Non-Domestic</td> </tr> <tr> <td colspan="2"> <input checked="" type="checkbox"/> Domestic Relations  <input type="checkbox"/> Child Custody/Visitation  <input type="checkbox"/> Child Support  <input type="checkbox"/> Contempt  <input type="checkbox"/> Divorce/Fault  <input type="checkbox"/> Divorce: Irreconcilable Diff.  <input type="checkbox"/> Domestic Abuse  <input type="checkbox"/> Emancipation  <input type="checkbox"/> Modification  <input type="checkbox"/> Paternity  <input type="checkbox"/> Property Division  <input type="checkbox"/> Separate Maintenance  <input type="checkbox"/> Termination of Parental Rights  <input type="checkbox"/> UIFSA (eff 7/1/97; formerly URESA)  <input type="checkbox"/> Other         </td> <td colspan="3"> <input type="checkbox"/> Adoption - Contested  <input type="checkbox"/> Adoption - Uncontested  <input type="checkbox"/> Consent to Abortion Minor  <input type="checkbox"/> Removal of Minority  <input type="checkbox"/> Other         </td> </tr> <tr> <td colspan="2"> <input type="checkbox"/> Appeals  <input type="checkbox"/> Administrative Agency  <input type="checkbox"/> County Court  <input type="checkbox"/> Hardship Petition (Driver License)  <input type="checkbox"/> Justice Court  <input type="checkbox"/> MS Dept Employment Security Co  <input type="checkbox"/> Worker's Compensation  <input type="checkbox"/> Other         </td> <td colspan="3"> <input type="checkbox"/> Civil Rights  <input type="checkbox"/> Elections  <input type="checkbox"/> Expungement  <input type="checkbox"/> Habeas Corpus  <input type="checkbox"/> Post Conviction Relief/Prisoner  <input type="checkbox"/> Other         </td> </tr> <tr> <td colspan="2"> <input type="checkbox"/> Probate  <input type="checkbox"/> Accounting (Probate)  <input type="checkbox"/> Birth Certificate Correction  <input type="checkbox"/> Commitment  <input type="checkbox"/> Conservatorship  <input type="checkbox"/> Guardianship  <input type="checkbox"/> Heirship  <input type="checkbox"/> Intestate Estate  <input type="checkbox"/> Minor's Settlement  <input type="checkbox"/> Muntment of Title  <input type="checkbox"/> Name Change  <input type="checkbox"/> Testate Estate  <input type="checkbox"/> Will Contests  <input type="checkbox"/> Other         </td> <td colspan="3"> <input type="checkbox"/> Contract  <input type="checkbox"/> Breach of Contract  <input type="checkbox"/> Installment Contract  <input type="checkbox"/> Insurance  <input type="checkbox"/> Specific Performance  <input type="checkbox"/> Other         </td> </tr> <tr> <td colspan="2"> <input type="checkbox"/> Statutes/Rules  <input type="checkbox"/> Bond Validation  <input type="checkbox"/> Civil Forfeiture  <input type="checkbox"/> Declaratory Judgment  <input type="checkbox"/> Injunction or Restraining Order  <input type="checkbox"/> Other         </td> <td colspan="3"> <input type="checkbox"/> Adverse Possession  <input type="checkbox"/> Ejectment  <input type="checkbox"/> Eminent Domain  <input type="checkbox"/> Eviction  <input type="checkbox"/> Judicial Foreclosure  <input type="checkbox"/> Lien Assertion  <input type="checkbox"/> Partition  <input type="checkbox"/> Tax Sale: Confirm/Cancel  <input type="checkbox"/> Title Boundary or Easement  <input type="checkbox"/> Other         </td> </tr> <tr> <td colspan="2"> <input type="checkbox"/> Torts  <input type="checkbox"/> Bad Faith  <input type="checkbox"/> Fraud  <input type="checkbox"/> Loss of Consortium  <input type="checkbox"/> Malpractice - Legal  <input type="checkbox"/> Malpractice - Medical  <input type="checkbox"/> Mass Tort  <input type="checkbox"/> Negligence - General  <input type="checkbox"/> Negligence - Motor Vehicle  <input type="checkbox"/> Product Liability  <input type="checkbox"/> Subrogation  <input type="checkbox"/> Wrongful Death  <input checked="" type="checkbox"/> Other <u>LiABLE</u> </td> <td colspan="3"></td> </tr> </table>					Nature of Suit (Place an "X" in one box only)		Children/Minors - Non-Domestic			<input checked="" type="checkbox"/> Domestic Relations <input type="checkbox"/> Child Custody/Visitation <input type="checkbox"/> Child Support <input type="checkbox"/> Contempt <input type="checkbox"/> Divorce/Fault <input type="checkbox"/> Divorce: Irreconcilable Diff. <input type="checkbox"/> Domestic Abuse <input type="checkbox"/> Emancipation <input type="checkbox"/> Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Property Division <input type="checkbox"/> Separate Maintenance <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> UIFSA (eff 7/1/97; 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CIRCUIT CLERK

 CIRCUIT COURT MARION  
MISSISSIPPI  
OCTOBER 2015  
D.C.

IN THE CIRCUIT COURT OF MARION COUNTY, MISSISSIPPI

VONCILLE RICHARDSON

PLAINTIFF

VERSUS

CIVIL ACTION NO. 2015-02424

PEARL RIVER VALLEY OPPORTUNITY, INC.  
A MISSISSIPPI CORPORATION

FILED  
SEP 18 2015  
DEFENDANT

COMPLAINT

JANETTE NOLAN, CIRCUIT CLERK  
BY D.C.

COMES NOW Vонcille Richardson by and through her attorney and brings this cause of action and suit for damages against the Defendant, Pearl River Valley Opportunity, Inc. (PRVO), a Mississippi Corporation, and would show the Court the following:

I.

Vонcille Richardson is an adult resident citizen of Lamar County, Mississippi, residing at 108 N. 9<sup>th</sup> Street, Lumberton, MS 39455. That she was employed by the Defendant for more than thirty (30) years.

II.

That the Defendant, Pearl River Valley Opportunity, Inc. is a Mississippi non-profit corporation with offices in eighteen (18) counties in South Mississippi, but is headquartered in Columbia, Marion County, Mississippi, where process can be served on the Executive Director, Mr. Helmon Johnson, at the official corporate address of 756 Highway 98 Bypass, Columbia, MS 39429. Plaintiff hereby designates Carolyn Hillard, process server, as agent for service in this cause.

III.

That the Plaintiff worked for the Defendant for some thirty two (32) years, mostly as a cook, but some years in janitorial services in the Head Start program. That the Plaintiff was terminated when she reached seventy (70) years of age and was told her participation in the

This is a True Copy  
October 2nd 2015  
JANETTE NOLAN

CIRCUIT CLERK

D.C.



403(b) fund was vested, but for some reason she has never been able to get the proper forms or necessary documentation to commence drawing her benefits. After several letters and phone calls, the Plaintiff's daughter, Mrs. Cora Rogers, drove her mother to the headquarters where they met with Mr. John E. Hales, director of the Head Start program, who failed to give them the necessary information. Not being satisfied, the Plaintiff contacted William L. Ducker, attorney, who called and spoke with certain office personnel, who informed him that Mrs. Richardson's position was not covered under the retirement insurance program. The attorney explained to Mrs. Richardson that it did not appear that Plaintiff was in fact vested in the retirement program of PRVO and unless the Plaintiff could produce some type of documentation , the attorney would close his file. Several months passed when the Plaintiff and her daughter Cora Rogers presented said attorney with the pay-stubs attached hereto as Exhibit "A" and made a part hereof as fully as if copied herein. The stubs clearly indicate monies withheld from Plaintiff's check to go into the retirement fund. Armed with this documentation the attorney wrote the Defendant on August 4, 2015, a copy of that letter is attached as Exhibit "B" and made a part hereof, requesting the necessary data from PERS. In a letter of explanation dated August 14, 2015, a copy of which is attached as Exhibit "C", Mr. Helmon Johnson wrote the attorney explaining that PRVO's retirement plan was an insurance 403(b) plan for non-profit corporations and not under the auspices of the State of Mississippi's retirement system known as PERS. On August 17, 2015, the attorney wrote back to the Defendant's Executive Director expressing his appreciation for the information and requesting the contact information for the person administering the Defendant's plan. A copy of said letter is attached as Exhibit "D". One week later the attorney wrote back to Mr. Helmon Johnson asking that the proper documentation be filed or the necessary materials be sent to him within one (1) week of the mailing date of that letter, August 25, 2015. A copy of

that letter is attached as Exhibit "E" and made a part hereof. Now, one (1) month later than the letter of August 17<sup>th</sup> and three (3) weeks after the demand on August 25<sup>th</sup> Plaintiff has not received any further response nor had any form of documentation delivered to her to file her retirement benefits.

#### IV.

That Exhibit "A" clearly demonstrates the Plaintiff participated in the Defendant's retirement plan. She is entitled to know the total amount she has paid into the plan and have her claim processed. Why the Defendant has played "dodge ball" with this request for approximately two (2) years is inexcusable beyond reason. Plaintiff Voncille Richardson is an elderly lady who needs any benefits she has coming. If for some reason she did not qualify for retirement benefits, a full explanation and refund of the monies held out of her check should have been made at the time of her original visit to PRVO headquarters. Plaintiff shows with Exhibit "A" she is owed money by the Defendant or its fiduciary and has made proper requests/demands without satisfaction.

#### V.

That Plaintiff alleges that she has been abused and maligned by her former employer and that the actions of the Defendant amount to deceit and the common law tort of trover for which damages are demanded.

#### VI.

That the Defendant has profited from Plaintiff's investment in their retirement plan for more than thirty five (35) years and the Defendant has neglected or refused to aid the Plaintiff in procuring her benefits and said actions constitute bad faith and require punitive damages to assure Plaintiff and the public that the Defendant will not discriminate against any other

employee as the Defendant has done to Voncille Richardson. That a fiduciary relationship existed between the parties and not only has the Defendant refused to provide Plaintiff the necessary documents to apply for her benefits, the PRVO officials refuse to acknowledge Plaintiff's interest in the retirement system. That the Defendant is guilty of conversion and PRVO, Inc. has wrongfully kept and used Plaintiff's monies for their own benefit since her retirement without even accounting to her for said funds.

WHEREFORE PREMISES CONSIDERED Voncille Richardson demands compensatory damages from the Defendant in the amount of her monthly contributions to the Defendant's retirement plan plus interest rate for the entire period of investment.

Plaintiff further demands judgment of and from the Defendant in the amount of one hundred thousand (\$100,000.00) dollars and all costs of Court accruing for the tort of trover and conversion.

Plaintiff further demands exemplary damages in the amount of one hundred thousand (\$100,000.00) dollars plus all costs of Court accruing herein for the bad faith actions of the Defendant in not providing accounting for what Plaintiff had in the retirement system and not only failing to aid her in obtaining her retirement benefits but also in keeping Plaintiff's retirement funds in their plan without paying her interest or principal.



William L. Ducker  
Attorney for Plaintiff

WILLIAM L. DUCKER  
Attorney at Law  
P. O. Box 217  
Purvis, MS 39475  
MSB # 6201  
601-794-8545  
601-794-8546 Fax  
E-mail: [bill@duckerlawfirm.com](mailto:bill@duckerlawfirm.com)

NO.026737

EARL RIVER VALLEY OPPORTUNITY, INC., Columbia, MS 39429

		CURRENT	YR-TO-DATE
1334 VONCILLE RICHARDSON			
DEPT: 00 SITE: 13	REGULAR	473.50	1420.50
SSN#: 426-60-8927	OVERTIME	0.00	0.00
	GROSS PAY	473.50	1420.50
ANNUAL LV BAL 114.75	FICA WITHHELD	36.22	108.66
SICK LV BAL 690.38	FEDERAL	0.00	0.00
	STATE TAX	0.00	0.00
	LOCAL TAX	0.00	0.00
PERIOD: 02/15/93	TRAV INS	0.00	115.10
	AM FAM LIFE	6.63	19.89
	RETIREMENT	23.67	71.01
	PHIL AM INS	53.65	53.65
REGULAR HRS 77.00	NET PAY...	353.33	1052.19
OVERTIME HRS 0.00	EXPENSES	0.00	0.00
TOTAL HRS 77.00	TOTAL CHECK	353.33	1052.19

EARL RIVER VALLEY OPPORTUNITY, INC., Columbia, MS 39429

NO.078267

		CURRENT	YR-TO-DATE
1334 VONCILLE RICHARDSON			
DEPT: 05 SITE: 13	REGULAR	472.62	1417.84
SSN#: 426-60-8927	OVERTIME	0.00	0.00
	GROSS PAY	472.62	1417.84
ANNUAL LV BAL 139.50	FICA WITHHELD	32.92	98.76
SICK LV BAL 797.90	FEDERAL	24.09	72.27
	STATE TAX	0.00	0.00
	LOCAL TAX	0.00	0.00
PERIOD: 02/11/95	ACORDIA INS	0.00	0.00
	ACORDIA/CAFE	42.23	126.69
	AM FAM LIFE	6.63	19.89
	RETIREMENT	23.63	70.89
REGULAR HRS 70.00	NET PAY...	343.12	1029.34
OVERTIME HRS 0.00	EXPENSES	0.00	0.00
TOTAL HRS 70.00	TOTAL CHECK	343.12	1029.34

EARL RIVER VALLEY OPPORTUNITY, INC., Columbia, MS 39429

NO.079742

		CURRENT	YR-TO-DATE
1334 VONCILLE RICHARDSON			
DEPT: 05 SITE: 13	REGULAR	472.62	2363.07
SSN#: 426-60-8927	OVERTIME	0.00	0.00
	GROSS PAY	472.62	2363.07
ANNUAL LV BAL 139.50	FICA WITHHELD	32.92	164.60
SICK LV BAL 805.98	FEDERAL	24.09	120.45
	STATE TAX	0.00	0.00
	LOCAL TAX	0.00	0.00
PERIOD: 03/11/95	ACORDIA INS	0.00	0.00
	ACORDIA/CAFE	42.23	211.15
	AM FAM LIFE	6.63	33.15
	RETIREMENT	23.63	118.15
REGULAR HRS 70.00	NET PAY...	343.12	1715.57
OVERTIME HRS 0.00	EXPENSES	0.00	0.00
TOTAL HRS 70.00	TOTAL CHECK	343.12	1715.57

24/19"

PEARL RIVER VALLEY OPPORTUNITY, INC., Columbia, MS 39429  
 334 VONCILLE RICHARDSON CURRENT YR-TO-DATE 093124  
 SPT: 05 SITE: 13 REGULAR 496.16 992.32  
 SN#: 426-60-8927 OVERTIME 0.00 0.00  
 ANNUAL LV BAL 132.50 GROSS PAY 496.16 992.32  
 SICK LV BAL 864.63 FICA WITHHELD 34.73 72.69  
 PERIOD: 01/13/96 FEDERAL 49.22 104.78  
 STATE TAX 0.00 0.00  
 LOCAL TAX 0.00 0.00  
 ACORDIA INS 0.00 0.00  
 ACORDIA/CAFE 42.23 42.23  
 AM FAM LIFE 6.63 6.63  
 RETIREMENT 24.81 49.62  
 REGULAR HRS 70.00 NET PAY... 338.54 716.37  
 OVERTIME HRS 0.00 EXPENSES 0.00 0.00  
 TOTAL HRS 70.00 TOTAL CHECK 338.54 716.37

Ed "A" "

TELEPHONE (601) 794-8545

**WILLIAM L. DUCKER**  
ATTORNEY AT LAW  
P.O. BOX 217  
PURVIS, MISSISSIPPI 39475

FACSIMILE (601) 794-8546

August 4, 2015

Pearl River Valley Opportunity  
ATTN: Mr. Hillman Johnson, Director  
756 US Hwy. 98  
Columbia, MS 39429

Re: Voncille Richardson

Dear Mr. Johnson:

This lady and her daughter, Cora, have been attempting to find out about her retirement for a couple of years. I wrote your office a letter more than a year ago, and received a response that she was not a full time employee, and not subject to PERS. I accepted that information, and passed it on, to which the client took exception, and has not been back to see me until this past week when she came in with the documentation, which I now submit. Voncille said she worked for y'all for more than thirty (30) years, and I obviously am able to show that money was withheld from her check over at least a four (4) year period. Therefore, I believe it is now incumbent on PRVO to show us how much retirement she paid in, and what she would be entitled to on a monthly basis from PERS, or in the alternative provide me with paystubs from beginning to end showing that she does not qualify for retirement. Because of Voncille's age and the fact that this has been kicked around for at least two (2) years, I would appreciate a response with documentation from your office within fifteen (15) days of the mailing date of this letter.

Sincerely,



William L. Ducker

WLD/kwl

Enclosure.

*Ex "B"*



## Pearl River Valley Opportunity, Inc.

Post Office Box 188 / 756 Hwy. 98 Bypass

Columbia, Mississippi 39429-0188

Voice: 601-736-9564 Fax: 601-736-6268

Website: [www.prvoinc.org](http://www.prvoinc.org)

Helmon Johnson  
Executive Director

John E. Hales  
Head Start Director

August 14, 2015

Mr. William L. Ducker  
P. O. Box 217  
Purvis, MS 39475

Dear Mr. Ducker:

We are in receipt of your letter dated August 4, 2015, concerning the retirement contributions of our former employee, Ms. Voncille Richardson.

PRVO's retirement plan is a 403(b) fund where PRVO matches up to 5% of an employee's contribution. The funds withheld from employee's payroll, along with the matching funds from PRVO, are submitted to the retirement insurance carrier every pay period and are 100% immediately vested in our employees accounts. PRVO has no ownership in the 403(b) fund and all withdrawals are submitted to the insurance company and the funds are paid directly to the employee.

PRVO is a private, non-profit corporation, and not a government entity, and therefore is not eligible to participate in the State of Mississippi's PERS program that you referred to in your letter.

Please let me know if you need any further information.

Sincerely,

Helmon Johnson  
Executive Director

*EJC*

TELEPHONE (601) 794-8545

**WILLIAM L. DUCKER**  
ATTORNEY AT LAW  
P.O. BOX 217  
PURVIS, MISSISSIPPI 39475

FACSIMILE (601) 794-8546

August 17, 2015

Pearl River Valley Opportunity, Inc.  
Attn: Mr. Helmon Johnson  
P.O. Box 188  
Columbia, MS 39429

RE: Voncille Richardson

Dear Mr. Johnson:

I appreciate the information you sent regarding the above mentioned individual. Please provide me with the contact information for the person who handles the 403(b) plan for PRVO so that we can resolve this matter for Ms. Richardson. Please do not hesitate to contact this office if you have any questions.

Sincerely,

William L. Ducker  
Attorney at Law

WLD/sld

*Ex-D*

TELEPHONE (601) 794-8545

**WILLIAM L. DUCKER**  
ATTORNEY AT LAW  
P.O. BOX 217  
PURVIS, MISSISSIPPI 39475

FACSIMILE (601) 794-8546

August 25, 2015

Pearl River Valley Opportunity, Inc.  
Attn: Mr. Helmon Johnson  
P.O. Box 188  
Columbia, MS 39429

RE: Voncille Richardson

Dear Mr. Johnson:

I have received no response from my letter dated August 17, 2015. Perhaps there has been a misunderstanding regarding this matter. Please either file the proper paperwork with your retirement company for Ms. Voncille Richardson or forward me the necessary material to do so. We expect one of these to be done within one (1) week of the mailing of this letter.

Thank you for your attention to this matter.

Sincerely,

*William L. Ducker /sld*

William L. Ducker  
Attorney at Law

WLD/sld

*Ex "E"*

IN THE CIRCUIT COURT OF MARION COUNTY, MISSISSIPPI  
VONCILLE RICHARDSON *ISSUED to attorney*  
VERSUS PLAINTIFF  
PEARL RIVER VALLEY OPPORTUNITY, INC.  
A MISSISSIPPI CORPORATION CIVIL ACTION NO. 2015-02474  
DEFENDANT  
SUMMONS

STATE OF MISSISSIPPI

COUNTY OF MARION

TO: Pearl River Valley Opportunity, Inc.  
Mr. Helmon Johnson, President  
756 Highway 98 Bypass  
Columbia, MS 39429

**NOTICE TO DEFENDANT**

**THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT  
AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.**

You are required to mail or hand-deliver a copy of a written response to the Complaint to Hon. William L. Ducker, the attorney for the Plaintiff, whose address is P. O. Box 217, Purvis, MS 39475. Your response must be mailed or delivered within (30) days from the date of delivery of this Summons and Complaint or a Judgment by default will be entered against you for the money or other things demanded in the Complaint.

You must also file the original of your response with the Clerk of the Court within a reasonable time afterward.

Issued under my hand and the seal of said Court, this the 18th day of September, 2015.



CLERK  
BY: Janette Nolan

*By Wesley Lee P.C.*

This is a True Copy  
October 2nd 2015  
JANETTE NOLAN

CIRCUIT CLERK

*[Signature]* D.C.



TELEPHONE (601) 794-8545

**WILLIAM L. DUCKER**  
ATTORNEY AT LAW  
P.O. BOX 217  
PURVIS, MISSISSIPPI 39475

FACSIMILE (601) 794-8546

September 17, 2014

Office of the Marion County Circuit Clerk  
250 Broad Street, Ste. 1  
Columbia, MS 39429

RE: *Voncille Richardson vs. Pearl River Opportunity, Inc.*  
In the Circuit Court of Marion County, Mississippi

F I L E D  
SEP 18 2015  
JANETTE NOLAN, CIRCUIT CLERK  
BY \_\_\_\_\_ D.C.

Gentlemen:

Enclosed for filing in the usual manner please find **Complaint** in the above mentioned matter.  
Also enclosed is an envelope for return of a stamped "filed" copy of same to this office.

Thank you for your attention to this matter.

Sincerely,

*Shawn L. Ducker*

Shawn L. Ducker  
Secretary

Enclosure

FILED  
SEP 28 2015

## PROOF OF SERVICE - SUMMONS

(Please print or type)

JANETTE NOLAN, CIRCUIT CLERK  
BY \_\_\_\_\_  
D.C.HELMON JOHNSON SERVED BY CAROLYN HILLARD  
Name of Person or Entity

I, the undersigned C. Hillard of FORREST County, Mississippi, served the Summons and Complaint upon the person or entity named above in the manner set forth below (must check proper space and provide all additional information that is request and pertinent to the mode of service used):

FIRST CLASS MAIL AND ACKNOWLEDGEMENT SERVICE. By mailing (first class mail, postage prepaid) copies to the person served, together with copies of the form of notice and acknowledgement and return envelope, postage prepaid, addressed to the sender (Attach completed acknowledgement of receipt pursuant to M.R.C.P. Form 1B)

PERSONAL SERVICE. I personally delivered copies to HELMON JOHNSON, on the 24<sup>th</sup> day of SEPTEMBER 2015, where I found said person in MARION County of the State of Mississippi.

RESIDENCE SERVICE. After exercising reasonable diligence I was unable to deliver copies to said person within \_\_\_\_\_ County, \_\_\_\_\_, I served the Summons and Complaint on the \_\_\_\_\_ day of \_\_\_\_\_, 2015, at the usual place of abode of said person by leaving a true copy of the Summons and Complaint with \_\_\_\_\_ who is the \_\_\_\_\_ (here insert wife, husband, son, daughter or other person as the case may be) a member of the family of the person served above the age of sixteen years and willing to receive the summons and complaint, and thereafter on the \_\_\_\_\_ day of \_\_\_\_\_, 2015, I mailed (by first class mail, postage prepaid) copies to the person served at his or her usual place of abode where the copies were left.

CERTIFIED MAIL SERVICE. By mailing to an address outside Mississippi (by first class mail, postage prepaid, requiring a return receipt) copies to the person served. (Attach signed return receipt or other evidence of actual delivery to the person served.)

At the time of service I was at least 18 years of age and not a party to this action. Fee for Service \$ 40<sup>00</sup>.  
Process Server must list below: (Please print or type)

Name Carolyn Hillard  
Telephone No. 404-623-4365

Address 203 NORTH 40<sup>th</sup> AVE.  
HATTIESBURG, MS 39401

STATE OF MISSISSIPPI  
COUNTY OF Marion

Personally appeared before me the undersigned authority in and for the State and County aforesaid, the within named CAROLYN HILLARD, who being by me first duly sworn states on oath that the matters and facts set forth in the foregoing "Proof of Service - Summons" are true and correct as therein stated.

Carolyn Hillard  
(Signature of Process Server)

Sworn to and subscribed before me this, the 24<sup>th</sup> day of SEPTEMBER, 2015.

Karen W. Longstaff  
NOTARY PUBLIC



This is a True Copy  
October 22 2015  
JANETTE NOLAN  
CIRCUIT CLERK  
D.C.  
Officer



**IN THE CIRCUIT COURT OF MARION COUNTY, MISSISSIPPI**

**VONCILLE RICHARDSON**

**PLAINTIFF**

**VERSUS**

**CIVIL ACTION NO. 2015-0242H**

**PEARL RIVER VALLEY OPPORTUNITY, INC.  
A MISSISSIPPI CORPORATION**

**DEFENDANT**

**NOTICE OF SERVICE OF DISCOVERY**

F I L E D  
OCT 08 2015

JANETTE NOLAN, CIRCUIT CLERK  
BY \_\_\_\_\_ D.C.

**TO:** Roy A. Smith, Jr., Esq.  
Daniel Coker Horton & Bell  
P.O. Box 1084  
Jackson, MS 39215

COMES NOW, William L. Ducker, attorney for the Plaintiff, Voncille Richardson, and hereby gives notice to the Court that the following requests for discovery have been mailed to counsel of record in the above styled and numbered cause as indicated on the attached Certificate of Service at his usual mailing address:

**Request for Interrogatories**

**Request for Production of Documents**

Further, notice is hereby given that the original of these requests are being retained in our files.

VONCILLE RICHARDSON, Plaintiff

This is a True Copy  
October 8th 2015  
JANETTE NOLAN  
CIRCUIT CLERK

*[Signature]* D

BY: *William L. Ducker*  
WILLIAM L. DUCKER, Attorney



**CERTIFICATE OF SERVICE**

I, WILLIAM L. DUCKER, do hereby certify that I have this day mailed, via United States Mail, postage prepaid, a true and correct copy of the above and foregoing Request for Interrogatories and Request for Production of Documents to:

Roy A. Smith, Jr., Esq.  
Daniel Coker Horton & Bell  
P.O. Box 1084  
Jackson, MS 39215

This, the 7<sup>th</sup> day of October, A. D., 2015.



WILLIAM L. DUCKER

TELEPHONE (601) 794-8545

**WILLIAM L. DUCKER**  
ATTORNEY AT LAW  
P.O. BOX 217  
PURVIS, MISSISSIPPI 39475

FACSIMILE (601) 794-8546

October 7, 2015

Office of the Marion County Circuit Clerk  
250 Broad Street, Ste. 1  
Columbia, MS 39429

F I L E D  
OCT 08 2015  
JANETTE NOLAN, CIRCUIT CLERK  
BY \_\_\_\_\_  
D.C.

RE: *Voncille Richardson vs. Pearl River Opportunity, Inc.*  
Civil Action No. 2015-0242H  
In the Circuit Court of Marion County, Mississippi

Gentlemen:

Enclosed for filing in the usual manner please find **Notice of Service of Discovery** in the above mentioned matter. Also enclosed is an envelope for return of a stamped "filed" copy of same to this office.

Thank you for your attention to this matter.

Sincerely,

*Shawn L. Ducker*

Shawn L. Ducker  
Secretary

Enclosure